

UNITED STATES DISTRICT COURT

for the

Western District of Texas

AMERICAN STEWARDS OF
LIBERTY, et al.

v.

DEPARTMENT OF THE INTERIOR, et al.

Case No.: 1:15-cv-01174-LY

BILL OF COSTS

Judgment having been entered in the above entitled action on 03/28/2019 against Defendants and Defendant-Intervenors, jointly and severally,
Date
 the Clerk is requested to tax the following as costs:

Fees of the Clerk	\$ <u>400.00</u>
Fees for service of summons and subpoena	<u>97.65</u>
Fees for printed or electronically recorded transcripts necessarily obtained for use in the case	_____
Fees and disbursements for printing	_____
Fees for witnesses (<i>itemize on page two</i>)	<u>0.00</u>
Fees for exemplification and the costs of making copies of any materials where the copies are necessarily obtained for use in the case.	_____
Docket fees under 28 U.S.C. 1923	_____
Costs as shown on Mandate of Court of Appeals	_____
Compensation of court-appointed experts	_____
Compensation of interpreters and costs of special interpretation services under 28 U.S.C. 1828	_____
Other costs (<i>please itemize</i>)	_____
TOTAL	\$ <u>497.65</u>

SPECIAL NOTE: Attach to your bill an itemization and documentation for requested costs in all categories.

Declaration

I declare under penalty of perjury that the foregoing costs are correct and were necessarily incurred in this action and that the services for which fees have been charged were actually and necessarily performed. A copy of this bill has been served on all parties in the following manner:



Electronic service



First class mail, postage prepaid



Other: _____

s/ Attorney: s/ Paul S. WeilandName of Attorney: Paul S. WeilandFor: Plaintiffs AMERICAN STEWARDS OF LIBERTY, et al.Date: 04/09/2019*Name of Claiming Party*

Taxation of Costs

Costs are taxed in the amount of _____ and included in the judgment.

By: _____

*Clerk of Court**Deputy Clerk**Date*

Witness Fees (computation, cf. 28 U.S.C. 1821 for statutory fees)							
NAME , CITY AND STATE OF RESIDENCE	ATTENDANCE		SUBSISTENCE		MILEAGE		Total Cost Each Witness
	Days	Total Cost	Days	Total Cost	Miles	Total Cost	
							\$0.00
							\$0.00
							\$0.00
							\$0.00
							\$0.00
							\$0.00
					TOTAL		\$0.00

NOTICE

Section 1924, Title 28, U.S. Code (effective September 1, 1948) provides:
“Sec. 1924. Verification of bill of costs.”
“Before any bill of costs is taxed, the party claiming any item of cost or disbursement shall attach thereto an affidavit, made by himself or by his duly authorized attorney or agent having knowledge of the facts, that such item is correct and has been necessarily incurred in the case and that the services for which fees have been charged were actually and necessarily performed.”

See also Section 1920 of Title 28, which reads in part as follows:
“A bill of costs shall be filed in the case and, upon allowance, included in the judgment or decree.”

The Federal Rules of Civil Procedure contain the following provisions:
RULE 54(d)(1)
Costs Other than Attorneys’ Fees.
Unless a federal statute, these rules, or a court order provides otherwise, costs — other than attorney's fees — should be allowed to the prevailing party. But costs against the United States, its officers, and its agencies may be imposed only to the extent allowed by law. The clerk may tax costs on 14 day’s notice. On motion served within the next 7 days, the court may review the clerk’s action.

RULE 6
(d) Additional Time After Certain Kinds of Service.
When a party may or must act within a specified time after service and service is made under Rule5(b)(2)(C), (D), (E), or (F), 3 days are added after the period would otherwise expire under Rule 6(a).

RULE 58(e)
Cost or Fee Awards:
Ordinarily, the entry of judgment may not be delayed, nor the time for appeal extended, in order to tax costs or award fees. But if a timely motion for attorney's fees is made under Rule 54(d)(2), the court may act before a notice of appeal has been filed and become effective to order that the motion have the same effect under Federal Rule of Appellate Procedure 4(a)(4) as a timely motion under Rule 59.

Reset

American Stewards of Liberty, et al. v. United States Fish Wildlife Service, et al.
U.S.D.C., W.D. Texas, Case No. 1:15-cv-01174-LY

ITEMIZATION OF COSTS FOR BILL OF COSTS

Date	Narrative	Cost Description	Amount
12/15/2015	Plaintiffs' Complaint for Declaratory Judgment and Injunctive Relief	Filing Fee	\$400.00
Total Fees of the Clerk:			\$400.00
1/6/2016	Service of Process of Summons and Complaint on Department of the Interior in Washington, DC (per FRCP rule 4(i))	Postage - Priority Mail 2nd-Day, U.S. Postal Service	\$9.75
		Certified Mail	\$3.45
		Return Receipt	\$1.40
1/6/2016	Service of Process of Summons and Complaint on U.S. Fish and Wildlife Service in Washington, DC (per FRCP rule 4(i))	Postage - Priority Mail 2nd-Day, U.S. Postal Service	\$9.75
		Certified Mail	\$3.45
		Return Receipt	\$1.40
1/6/2016	Service of Process of Summons and Complaint on Sally Jewell, United States Secretary of the Interior, in Washington, DC (per FRCP rule 4(i))	Postage - Priority Mail 2nd-Day, U.S. Postal Service	\$9.75
		Certified Mail	\$3.45
		Return Receipt	\$1.40
1/6/2016	Service of Process of Summons and Complaint on Melissa Albright, Civil Process Clerk, Office of the U.S. Attorney for the Western District of Texas in San Antonio, TX (per FRCP rule 4(i))	Postage - Priority Mail 2nd-Day, U.S. Postal Service	\$5.95
		Certified Mail	\$3.45
		Return Receipt	\$1.40
1/6/2016	Service of Process of Summons and Complaint on Dr. Benjamin Tuggle, Southwest Regional Director, U.S. Fish and Wildlife Service, in Albuquerque, NM (per FRCP rule 4(i))	Postage - Priority Mail 2nd-Day, U.S. Postal Service	\$9.00
		Certified Mail	\$3.45
		Return Receipt	\$1.40
1/6/2016	Service of Process of Summons and Complaint on Daniel M. Ashe, Director, U.S. Fish and Wildlife Service, in Washington, DC (per FRCP rule 4(i))	Postage - Priority Mail 2nd-Day, U.S. Postal Service	\$9.75
		Certified Mail	\$3.45
		Return Receipt	\$1.40
1/6/2016	Service of Process of Summons and Complaint on Attorney General of the United States, U.S. Department of Justice, in Washington, DC (per FRCP rule 4(i))	Postage - Priority Mail 2nd-Day, U.S. Postal Service	\$9.75
		Certified Mail	\$3.45
		Return Receipt	\$1.40
Total Fees for Service of Summons:			\$97.65

From: TXW_USDC_Notice@txwd.uscourts.gov
Sent: Tuesday, December 15, 2015 2:09 PM
To: cmecf_notices@txwd.uscourts.gov
Subject: Activity in Case 1:15-cv-01174 American Stewards of Liberty et al v. Department of the Interior et al Complaint

This is an automatic e-mail message generated by the CM/ECF system. Please DO NOT RESPOND to this e-mail because the mail box is unattended.

*****NOTE TO PUBLIC ACCESS USERS***** Judicial Conference of the United States policy permits attorneys of record and parties in a case (including pro se litigants) to receive one free electronic copy of all documents filed electronically, if receipt is required by law or directed by the filer. PACER access fees apply to all other users. To avoid later charges, download a copy of each document during this first viewing. However, if the referenced document is a transcript, the free copy and 30 page limit do not apply.

U.S. District Court [LIVE]

Western District of Texas

Notice of Electronic Filing

The following transaction was entered by Glen, Alan on 12/15/2015 at 4:09 PM CST and filed on 12/15/2015

Case Name: American Stewards of Liberty et al v. Department of the Interior et al

Case Number: [1:15-cv-01174](#)

Filer: Robert V. Harrison, Sr
Cheryl Shell
Charles Shell
American Stewards of Liberty
Walter Sidney Shell Management Trust
Kathryn Heidemann

Document Number: [1](#)

Docket Text:

COMPLAINT (Filing fee \$ 400 receipt number 0542-8038734). No Summons requested at this time, filed by Robert V. Harrison, Sr, Cheryl Shell, Charles Shell, American Stewards of Liberty, Walter Sidney Shell Management Trust, Kathryn Heidemann. (Attachments: # (1) Civil Cover Sheet, # (2) Exhibit A - Delisting Petition, # (3) Exhibit B - 60-Day Notice of Intent to Sue)(Glen, Alan)

1:15-cv-01174 Notice has been electronically mailed to:

Alan M. Glen aglen@nossaman.com, mpatterson@nossaman.com

1:15-cv-01174 Notice has been delivered by other means to:

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1080075687 [Date=12/15/2015] [FileNumber=15085877-0] [60b2f0c266f82d7a3c00acf5e03d02a4d5bce45c5667622a1682176d489ae8a1510667a50251f724c069655d0de1b6148add41a1a7bc926107d6638c43d70ec5]]

Document description:Civil Cover Sheet

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1080075687 [Date=12/15/2015] [FileNumber=15085877-1] [a11fd996e9ddb6bafdddfa30f8927deb98044794a2b35fdc2ff0224297d4e2d8879d18e68e1b6e9ccb16bad6a920405c744f36d9daf01b7cb5c884b6407ab831]]

Document description:Exhibit A - Delisting Petition

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1080075687 [Date=12/15/2015] [FileNumber=15085877-2] [730356c642ecfd2fc70f01aaa46ec3f6f2336b8e0dfda17716765170253dbd80c4943e474635e9d4f6868db44d84a456ebc3ae4948f4593152e0157ae9a7d631]]

Document description:Exhibit B - 60-Day Notice of Intent to Sue

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1080075687 [Date=12/15/2015] [FileNumber=15085877-3] [5239cefe0eafb80934b7dc425b7fc0222f5d744a5f5c73b4cc44fc84f833637d6884eb791ca7d9f74bd7c051d17b0fc84383ea6543b3f0bc3df0f167bc90739b]]

Patterson, Mandy

From: paygovadmin@mail.doc.twai.gov
Sent: Tuesday, December 15, 2015 4:08 PM
To: Patterson, Mandy
Subject: Pay.gov Payment Confirmation: TXWD CM ECF

Your payment has been submitted to Pay.gov and the details are below. If you have any questions or you wish to cancel this payment, please contact James Thompson at 210-472-4955, X2817.

Application Name: TXWD CM ECF
Pay.gov Tracking ID: 25OTQKEN
Agency Tracking ID: 0542-8038734
Transaction Type: Sale
Transaction Date: Dec 15, 2015 5:08:22 PM

Account Holder Name: Alan Glen
Transaction Amount: \$400.00
Card Type: AmericanExpress
Card Number: *****4001

THIS IS AN AUTOMATED MESSAGE. PLEASE DO NOT REPLY.

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DOWNTOWN AUSTIN
823 CONGRESS AVE STE 150
AUSTIN
TX
787019998
4804030130
01/06/2016 (800)275-8777 1:39 PM

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Product Description	Sale Qty	Final Price
PM 2-Day (Domestic) (WASHINGTON, DC 20530) (Weight:1 Lb 1.60 Oz) (Expected Delivery Day) (Saturday 01/09/2016)	1	\$9.75
Certified (USPS Certified Mail #) (70151520000246995198)	1	\$3.45
Return Receipt (elec)	1	\$1.40
PM 2-Day (Domestic) (WASHINGTON, DC 20240) (Weight:1 Lb 1.50 Oz) (Expected Delivery Day) (Saturday 01/09/2016)	1	\$9.75
Certified (USPS Certified Mail #) (70151520000246995181)	1	\$3.45
Return Receipt (elec)	1	\$1.40
PM 2-Day (Domestic) (WASHINGTON, DC 20240) (Weight:1 Lb 1.50 Oz) (Expected Delivery Day) (Saturday 01/09/2016)	1	\$9.75
Certified (USPS Certified Mail #) (70151520000246995174)	1	\$3.45
Return Receipt (elec)	1	\$1.40
PM 2-Day (Domestic) (SAN ANTONIO, TX 78216) (Weight:1 Lb 1.50 Oz) (Expected Delivery Day) (Saturday 01/09/2016)	1	\$5.95
Certified (USPS Certified Mail #) (70151520000246995136)	1	\$3.45
Return Receipt (elec)	1	\$1.40
PM 2-Day (Domestic) (ALBUQUERQUE, NM 87102) (Weight:1 Lb 1.50 Oz) (Expected Delivery Day) (Saturday 01/09/2016)	1	\$9.00
Certified (USPS Certified Mail #) (70151520000246995143)	1	\$3.45
Return Receipt (elec)	1	\$1.40
PM 2-Day (Domestic) (WASHINGTON, DC 20240) (Weight:1 Lb 1.60 Oz) (Expected Delivery Day) (Saturday 01/09/2016)	1	\$9.75
Certified (USPS Certified Mail #) (70151520000246995150)	1	\$3.45
Return Receipt (elec)	1	\$1.40
Total		\$83.05
Debit Card Remit'd (Card Name:Debit Card) (Account #:XXXXXXXXXX8957) (Approval #:043914) (Transaction #:868) (Receipt #:001967) (Debit Card Purchase:\$83.05) (Cash Back:\$0.00)		\$83.05

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DOWNTOWN AUSTIN
823 CONGRESS AVE STE 150
AUSTIN
TX
787019998
4804030130
01/06/2016 (800)275-8777 1:41 PM

=====

Product Description	Sale Qty	Final Price
PM 2-Day (Domestic) (WASHINGTON, DC 20240) (Weight:1 Lb 1.60 Oz) (Expected Delivery Day) (Saturday 01/09/2016)	1	\$9.75
Certified (USPS Certified Mail #) (70151520000246995167)	1	\$3.45
Return Receipt (elec)	1	\$1.40
Total		\$14.60
Credit Card Remit'd (Card Name:VISA) (Account #:XXXXXXXXXX3657) (Approval #:005197) (Transaction #:955)		\$14.60

BRIGHTEN SOMEONE'S MAILBOX. Greeting cards available for purchase at select Post Offices.

In a hurry? Self-service kiosks offer quick and easy check-out. Any Retail Associate can show you how.

Text your tracking number to 28777 (2USPS) to get the latest status. Standard Message and Data rates may apply. You may also visit USPS.com USPS Tracking or call 1-800-222-1811.

IMPORTANT: For Return Receipt (Electronic), wait one day, go to USPS.com; select Track & Confirm;

CERTIFICATE OF SERVICE

I hereby certify that on April 9, 2019, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system which will send notification of such filing to the following:

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